
Public Utilities Commission of the State of California

Public Agenda 3495
Thursday, October 21, 2021, 10:00 a.m.
Remotely

Commissioners
Marybel Batjer, President
Martha Guzman Aceves
Clifford Rechtschaffen
Genevieve Shiroma
Darcie L. Houck

Pursuant to [Section 2 of Assembly Bill 361, Stats. 2021, Ch.165, signed by Governor Newsom on September 16, 2021](#), Commissioners may participate remotely from teleconferencing locations. The public may observe, provide public comment during the public comment period, and otherwise participate remotely pursuant to the Bagley-Keene open meeting act.

For each agenda item, a summary of proposed action is included on the agenda as well as a link to the related electronic document. The Commission's decision may, however, differ from that proposed. Public comments are taken up at the beginning of the meeting (10:00 a.m.).

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For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 9899501 or access our website at <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> Remote (10:00 a.m.) Closed to the Public	<i>Commission Meeting</i> Remote (10:00 a.m.) Open to the Public
Monday, October 18, 2021 (Remotely)	Thursday, October 21, 2021 (Remotely)
Monday, November 1, 2021 (Remotely)	Thursday, November 4, 2021 (Remotely)
Monday, November 15, 2021 (Remotely)	Thursday, November 18, 2021 (Remotely)
Monday, November 29, 2021 (Remotely)	Thursday, December 2, 2021 (Remotely)
Monday, December 13, 2021 (Remotely)	Thursday, December 16, 2021 (Remotely)

Matters of Public Interest

For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

For further information contact the Public Advisor
(415) 703-2074 E-mail: public.advisor@cpuc.ca.gov



If specialized accommodations for the disabled are needed, please call the Public Advisor at (415) 703 -2074 or TTY # (415) 703-5282 or toll free # 1- 866-836-7825 three business days in advance of the meeting.

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are Ratesetting matters to be considered and a commissioner has requested that a Ratesetting Deliberative Meeting be held.*

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 5

Public Comment

Consent Agenda

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

Consent Agenda - Orders and Resolutions

1 Preliminary Categorizations for Recently Filed Formal Applications

[19934]
Res ALJ 176-3495

PROPOSED OUTCOME:

- Ratification of preliminary determination of category for proceeding initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

ESTIMATED COST:

- None.

Consent Agenda - Orders and Resolutions (continued)

2

San Gabriel Valley Water Company Purchase of the City of Montebello's Water System Assets

[19670]

A.20-10-004

Application of San Gabriel Valley Water Company for an Order Authorizing the Purchase of the City of Montebello's Water System Assets and related Approvals.

PROPOSED OUTCOME:

- Denies without prejudice the application of San Gabriel Valley Water Company to purchase the City of Montebello's Water System Assets.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Guzman Aceves - Judge Cooke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=409494248>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3490, Item 18 8/5/2021 (Staff);

Agenda 3491, Item 3 8/19/2021 (Guzman Aceves);

Agenda 3492, Item 2 9/9/2021 (Staff);

Agenda 3493, Item 2 9/23/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)**3 Electric Program Investment Charge Program Administrative Improvements**

[19764]

R.19-10-005

Order Instituting Rulemaking on the Commission's Own Motion to consider renewal of the Electric Program Investment Charge Program.

PROPOSED OUTCOME:

- Authorizes Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE), and San Diego Gas & Electric Company (SDG&E) to continue in their role as administrators of the Electric Program Investment Charge (EPIC) program.
- Authorizes EPIC 4 (2021-2025) investment plan budgets of \$18.444 million annually for PG&E, \$3.24 million annually for SDG&E, and \$15.131 million annually for SCE; EPIC 5 (2026-2030) investment plan budgets may increase by rate of inflation.
- Adopts administrative requirements to increase transparency and improve focus of EPIC program investments.
- Does not approve investment plans, which must still be filed.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- Among other projects, the EPIC Program funds projects that improve electricity reliability and public safety, especially in the area of wildfire risk reduction or mitigation.

ESTIMATED COST:

- \$37 million annually through 2025, if investment plans are approved.

(Comr Guzman Aceves - Judge Glegola)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=413823217>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3492, Item 11 9/9/2021 (Guzman Aceves);

Agenda 3493, Item 4 9/23/2021 (Guzman Aceves);

Agenda 3494, Item 3 10/7/2021 (Rechtschaffen)

Consent Agenda - Orders and Resolutions (continued)**4 Pole Attachment Data Fields to be Included in Databases**

[19791]

I.17-06-027, R.17-06-028 - Related matters.

Order Instituting Investigation into the Creation of a Shared Database or Statewide Census of Utility Poles and Conduit in California.

PROPOSED OUTCOME:

- Track 2 decision adopts pole attachment data fields that pole owners must include in their databases.

SAFETY CONSIDERATIONS:

- Access to attachment data fields will promote better safety management of utility and communications poles.

ESTIMATED COST:

- Costs will be tracked and included in future general rate cases for potential recovery.

(Comr Batjer - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=413861325>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Agenda 3493, Item 11 9/23/2021 (Batjer);

Agenda 3494, Item 6 10/7/2021 (Batjer)

Consent Agenda - Orders and Resolutions (continued)

5 **Modified Presiding Officer's Decision Regarding Monterey Peninsula Water Management District's Complaint Against California American Water Company, Alleging Failure to Ensure Adequate Water Supply to Customers on the Monterey Peninsula**

[19901]

C.21-05-005

Monterey Peninsula Water Management District vs. California American Water Company.

- Resolves Monterey Peninsula Water Management District's appeal of the Presiding Officer's Decision.

(Comr Shiroma - Judge Kline)

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3494, Item 12 10/7/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

6

Phase I of Broadband for All Proceeding

[19903]

R.20-09-001

Order Instituting Rulemaking Regarding Broadband Infrastructure Deployment and to Support Service Providers in the State of California.

PROPOSED OUTCOME:

- Adopts new post-disaster community engagement and reporting requirements for Investor-Owned Utilities and telecommunications service providers in California.
- Adopts eligibility requirements for the Digital Divide Account created in California Public Utilities Code Section 280.5.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- Improves public safety post-disaster areas through increased community engagement requirements.

ESTIMATED COST:

- There are no costs associated with this proceeding.

(Comr Guzman Aceves - Judge Glegola)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407951081>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Agenda 3494, Item 13 10/7/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

7

Exemption from Public Utilities Code § 7662 Signal Flag Placement Requirements

[19868]

A.21-05-012

Application of BNSF Railway Company for an Order Granting an Exemption from the Requirements of California Public Utilities Code Section 7662.

PROPOSED OUTCOME:

- Denies application for exemption from Pub. Util. Code § 7662(d)(1)-(3) signal flag placement requirements.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Houck - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=405052456>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

- 8 **Appeal of Mr. Dawit Berhanu Bekele from Citation No. T.21-03-002, Issued on March 23, 2021, by the Consumer Protection and Enforcement Division**

[19869]

Res ALJ-409

PROPOSED OUTCOME:

- Dismisses K.21-04-003, Appeal of Dawit Berhanu Bekele from Citation No. T.21-03-002 with prejudice.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COST:

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=404828784>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

9 **Pacific Gas and Electric Company to Recover Costs Tracked
in its Wildfire Expense Memorandum Account Between 2017-
2019**

[19870]

A.20-02-004

Application of Pacific Gas and Electric Company to Recover Insurance Costs Recorded in the Wildfire Expense Memorandum Account.

PROPOSED OUTCOME:

- Authorizes Pacific Gas and Electric Company (PG&E) to recover a revenue requirement of \$445.4 million for incremental wildfire insurance premiums and related costs tracked in its Wildfire Expense Memorandum Account over a three-year period.
- Adopts, with modification, a Joint Settlement agreement among PG&E, the Public Advocates Office of the California Public Utilities Commission, and The Utility Reform Network.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- \$445.4 million to be recovered from the ratepayers of PG&E over 36 months.

(Comr Batjer - Judge Sisto)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=406567687>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

10 **Exemption Requirements Regarding the Use of Third-Party
Contractors as Operators in Autonomous Vehicle Pilot
Programs**

[19872]

Res TL-19136

PROPOSED OUTCOME:

- Allows all existing exemptions to Part 5.03 of General Order 157-E granted as part of the Autonomous Vehicle Pilot Programs to remain active through the duration of the relevant pilot permit.
- Allows all new exemptions to Part 5.03 of General Order 157-E granted as part of the Autonomous Vehicle Pilot Programs to remain active through the duration of the relevant pilot permit.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COSTS:

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407733660>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)**11 Small Multijurisdictional Utilities Energy Savings Assistance
and California Alternate Rates for Energy Programs for 2021-
2026**

[19877]

A.20-03-014, A.20-05-014, A.20-05-015, A.20-05-016, A.20-05-017, and A.20-06-004 - Related matters.

In the Matter of the Application of West Coast Gas Company for Approval of Program Years 2021-2026 Low-Income Assistance Program Budgets. Consolidated applications include PacifiCorp, Bear Valley Electric Service, Liberty Utilities (CalPeco Electric) LLC, Southwest Gas Corporation, and Alpine Natural Gas Company No.1, LLC.

PROPOSED OUTCOME:

- Adopts budgets and program rules for the Energy Savings Assistance (ESA) and California Alternate Rates for Energy programs (CARE).
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this decision.

ESTIMATED COST:

- Approximately \$124 million in funding for the CARE and ESA programs for program years 2021-2026.

(Comr Shiroma - Judge Tran)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407765396>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

12

Suburban Water Systems Test Year 2021 General Rate Case

[19906]

A.20-03-001

Application of Suburban Water Systems for Authority to Increase Rates Charged for Water Service by \$14,268,446 or 17.33% in 2021, by \$5,787,612 or 6.04% in 2022, and by \$5,784,955 or 5.70% in 2023.

PROPOSED OUTCOME:

- Adopts the revenue requirement for test year 2021 and attrition year 2022 and 2023 for Suburban Water Systems.
- Adopts a partial settlement between Suburban Water Systems and the Public Advocates Office.
- Revenue requirement increases are as follows: \$7,289,707 or 8.52% for 2021; \$3,745,000 or 4% for 2022; and \$3,899,000 or 4% for 2023.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- Authorized funding will enable Suburban Water Systems to continue to provide safe, reliable, and clean water service at just and reasonable rates.

ESTIMATED COST:

- Revenue requirement increases are as follows: \$7,289,707 or 8.52% for 2021; \$3,745,000 or 4% for 2022; and \$3,899,000 or 4% for 2023.

(Comr Shiroma - Judge Nojan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407966970>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

13

**Southern California Edison Company Financing Order
Authorizing Issuance of Second Set of Securitized Recovery
Bonds to Fund Fire Risk Mitigation Capital Expenditures**

[19916]

A.21-06-016

Second Application of Southern California Edison Company for Authority to Issue Recovery Bonds for Certain Costs and Expenses Pursuant to Public Utilities Code Section 850 et seq.

PROPOSED OUTCOME:

- Grants in part and denies in part Application for Financing Order Authorizing Issuance of Second Set of Securitized Recovery Bonds.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are positive safety considerations associated with this Financing Order, as it finances Southern California Edison Company's fire risk mitigation capital expenditures.

ESTIMATED COST:

- Reduces financing costs by estimated \$403,000,000 for previously-approved investments, offset by \$8,753,000 expected cost to issue Recovery Bond, resulting in net decrease to ratepayers.

(Comr Batjer - Judge Jungreis - Judge Powell)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=409971945>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

14

**Phillips 66 Pipeline, LLC's Request to Approve 10 Percent
Rate Increases for Multiple Lines Under Public Utilities Code
Section 455.3 and General Order 96-B**

[19928]

Res O-0075, Advice Letter (AL) 16-O, filed November 26, 2019, Supplemental AL 16-O-A and AL 16-O-B filed August 24, 2021 - Related matters.

PROPOSED OUTCOME:

- Approves Phillips 66 Pipeline LLC's (Phillips) request to increase its rates by 10 percent for multiple lines in its intrastate system in accordance with the provisions of Public Utilities Code Section 455.3 and General Order 96-B, Energy Industry Rule 8.
- The 10 percent increase approved herein is expected to increase pipeline tariff revenue by approximately \$7.33 million.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this resolution.

ESTIMATED COST:

- This Resolution is estimated to lead to increased ratepayer costs of \$7.33 million.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411772127>

Consent Agenda - Orders and Resolutions (continued)

15 **The Sea Ranch Water Company, Inc's Refinancing of Long-Term Debt**

[19933]

Res W-5244, Advice Letter 108 filed May 27, 2021 - Related matters.

PROPOSED OUTCOME:

- Grants the Sea Ranch Water Company, Inc. (SRWC) authority to refinance its long-term debt with a new loan of \$4,888,376; to encumber assets in connection with the refinanced loan; and exempts SRWC from payment of the fees prescribed by section 1904(b) of the Public Utilities Code because payment was made in the prior authorization of the long-term debt.

SAFETY CONSIDERATIONS:

- As this Resolution authorizes debt-refinancing, there are no safety implications with the approval of SRWC's debt-refinancing request.

ESTIMATED COST:

- This refinancing is estimated to provide a savings of approximately \$850,000 over the term of the loan.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411779013>

Consent Agenda - Orders and Resolutions (continued)

16

Karuk Tribe to Expand its Existing Certificate of Public Convenience and Necessity to Include Full Facilities-Based Authority

[19953]

A.21-02-002

Application of Karuk Tribe to Expand its Existing Certificate of Public Convenience and Necessity [A.12-02-018] to include Full Facilities-Based Authority.

PROPOSED OUTCOME:

- Grants the Application of Karuk Tribe to Expand its Existing Certificate of Public Convenience and Necessity to Include Full Facilities-Based Authority.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Houck - Judge Mathews)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=393191766>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders

17

Intervenor Compensation to The Utility Reform Network

[19915]

I.15-11-015

Order Instituting Investigation and Ordering Pacific Gas and Electric Company to Appear and Show Cause Why It Should not be Sanctioned for Violations of Article 8 and Rule 1.1 of the Rules of Practice and Procedure and Public Utilities Code Sections 1701.2 and 1701.3.

PROPOSED OUTCOME:

- Awards The Utility Reform Network (TURN) \$38,756.25 for substantial contribution to Decision 19-12-013. That Decision adopted the Joint Motion of the City of San Bruno, the City of San Carlos, the Office of Ratepayer Advocates, the Safety and Enforcement Division, TURN and Pacific Gas and Electric Company (Settling Parties), and the Settlement Agreement the Joint Parties entered and executed. TURN originally requested \$38.756.25.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$38,756.25 plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company.

(Comr Batjer - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=409680278>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Consent Agenda - Intervenor Compensation Orders (continued)**18 Intervenor Compensation to The Utility Reform Network**

[19921]

R.17-09-020

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local and Flexible Procurement Obligations for the 2019 and 2020 Compliance Years.

PROPOSED OUTCOME:

- Awards The Utility Reform Network (TURN) \$166,067.25 for substantial contribution to Decisions (D.) 18-06-030, D.19-02-022, D.19-06-026, D.20-06-002 and D. 20-06-028. These Decisions adopt refinements to the Resource Adequacy (RA) program, including increased transparency, multi-year local RA procurement requirements, and the creation of a central buyer for local RA. TURN originally requested \$166,067.25.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

ESTIMATED COST:

- \$166,067.25, plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company and San Diego Gas & Electric Company.

(Comr Batjer - Judge Chiv)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411195760>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda**Regular Agenda- Energy Orders****19 Revised Confidentiality Rules for Renewables Portfolio Standard Procurement Data**

[19871]

R.18-07-003

Order Instituting Rulemaking to Continue Implementation and Administration, and Consider Further Development, of California Renewables Portfolio Standard Program.

PROPOSED OUTCOME:

- Adopts a revised confidentiality matrix for Renewables Portfolio Standard (RPS) procurement records that allows the following:
- (a) RPS load forecast data will be confidential for two future years and the year of filing; (b) RPS contract prices and terms will become public 30 days after the commercial operation date or 3 years from the date of Commission approval, whichever comes first; (c) For contracts that do not require a Commission approval, the RPS contract prices and terms will become public 30 days after the commercial operation date or three years from contract execution date, whichever comes first; (d) Aggregated bid information from an Investor-Owned Utility's competitive RPS solicitation will be public after the final contract is submitted for Commission approval when there are at least three bidders in the resource category; (e) Individual bid information may be kept confidential for three years after the RPS solicitation is closed; and (f) Contract amendments cannot revise prior confidentiality terms, and the public can access the RPS data 30 days after the new contract execution date.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Lakhanpal)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407966938>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Energy Orders (continued)

19A

**Commissioner Rechtschaffen's Alternate to Agenda ID Number
19871**

[19874]

R.18-07-003

Order Instituting Rulemaking To Continue Implementation and Administration, and Consider Further Development, of California Renewables Portfolio Standard Program.

PROPOSED OUTCOME:

- Adopts a revised confidentiality matrix for Renewables Portfolio Standard (RPS)-eligible procurement records that allows the following:
- (a) RPS load forecast data will be confidential for two future years and the year of filing; (b) RPS-eligible contract prices and terms will become public six months after the date of Commission approval; (c) For contracts that do not require Commission approval, the contract prices and terms will become public six months after contract execution date; (d) Aggregated bid information from an Investor-Owned Utility's competitive solicitation will be public after the final contract is submitted for Commission approval when there are at least three bidders in the resource category; (e) Individual bid information will become public one year after the final contract is submitted to the Commission for approval; and (f) Contract amendments cannot revise prior confidentiality terms, and the public can access the contract data 30 days after the new contract execution date.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Lakhanpal)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407794005>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Energy Orders (continued)

20

Risk-Based Decision-Making Framework Phase I, Track 1 and 2 Issues

[19904]

R.20-07-013

Order Instituting Rulemaking to Further Develop a Risk-Based Decision-Making Framework for Electric and Gas Utilities.

PROPOSED OUTCOME:

- Adopts 32 Safety and Operational Metrics for application to Pacific Gas and Electric Company (PG&E) in accordance with Decision (D.) 20-05-053 and requires PG&E to report on the metrics on a semi-annual basis.
- Adopts 32 new or modified Safety Performance Metrics, for application to PG&E, Southern California Edison Company, Southern California Gas Company, and San Diego Gas & Electric Company.
- Approves technical clarifications to the Risk-Based Decision-Making Framework adopted in D.18-12-014.
- Establishes a Technical Working Group and identifies issues in scope for this group, including developing an updated Roadmap to guide Phase II of this proceeding.

SAFETY CONSIDERATIONS:

- The decision will strengthen oversight of utility safety performance through the adoption of 64 safety metrics and associated reporting and evaluation.

ESTIMATED COST:

- There are no costs associated with this decision

(Comr Rechtschaffen - Judge Fogel)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=407950985>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Regular Agenda- Wildfire Safety Resolutions and Reports

21

Action of the Office of Energy Infrastructure Safety on Pacific Gas and Electric Company's 2021 Wildfire Mitigation Plan Update Pursuant to Public Utilities Code Section 8386

[19767]

Res WSD-021

PROPOSED OUTCOME:

- Ratifies the attached action of the Office of Energy Infrastructure Safety to approve the 2021 Wildfire Mitigation Plan (WMP) Update of Pacific Gas and Electric Company.

SAFETY CONSIDERATIONS:

- WMP's articulate an electrical corporation's understanding of its utility-related wildfire risk and the proposed actions to reduce that risk and prevent catastrophic wildfires caused by utility infrastructure. By implementing measures such as vegetation management, system hardening, grid topology improvements, improving asset inspection and maintenance, situational awareness, improving community engagement and awareness, and other measures, utility-related catastrophic wildfire risk should be reduced over time.

ESTIMATED COST:

- Costs are not considered in this Resolution, as Public Utilities Code Section 8386.4 (b) provides for Commission cost review in a utility General Rate Case or, in some cases, a separate application. Nothing in this Resolution should be construed as approval of the costs associated with the WMP mitigation efforts.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=413878042>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3492, Item 28 9/9/2021 (Staff);

Agenda 3493, Item 28 9/23/2021 (Shiroma)

Regular Agenda- Orders Extending Statutory Deadline

22

Order Extending Statutory Deadline

[19912]

A.20-03-001

Application of Suburban Water Systems for Authority to Increase Rates Charged for Water Service by \$14,268,446 or 17.33% in 2021, by \$5,787,612 or 6.04% in 2022, and by \$5,784,955 or 5.70% in 2023.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until December 31, 2021.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Shiroma - Judge Nojan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=409170279>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Orders Extending Statutory Deadline (continued)

23

Order Extending Statutory Deadline

[19918]

A.18-03-009

Joint Application of Southern California Edison Company and San Diego Gas & Electric Company for the 2018 Nuclear Decommissioning Cost Triennial Proceeding.

PROPOSED OUTCOME:

- Extends statutory deadline for completion of this proceeding until December 22, 2021.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Batjer - Judge Haga)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411195636>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Orders Extending Statutory Deadline (continued)

24

Order Extending Statutory Deadline

[19922]

A.20-04-017

Joint Application of California-American Water Company and Warring Water Service, Inc. for an Order Authorizing Warring Water Service, Inc. to Sell and California-American Water to Purchase the Water Utility Assets of Warring Water Service, Inc.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until December 27, 2021.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Guzman Aceves - Judge Watts-Zagha)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=411458493>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda- Legal Division Matters

Regular Agenda- Legislative and Other Matters

Regular Agenda- Management Reports and Resolutions

25 **Report and Discussion on Recent Consumer Protection and Safety
Activities**
[19935]

Regular Agenda- Management Reports and Resolutions (continued)

26

[19936]

Management Report on Administrative Activities

Regular Agenda- Commissioner Reports

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126 (e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

27

Conference with Legal Counsel - Application for Rehearing

[19937]

Compilation of applications for rehearing recently filed with the commission.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Applications for Rehearing (continued)

28

Conference with Legal Counsel - Application for Rehearing

[19954]

A.21-07-006

Disposition of Application for Rehearing of Resolution T-17704 filed by AT&T Mobility Wireless Operations Holdings, Inc. New Cingular Wireless PCS, LLC d/b/a AT&T Mobility; and Santa Barbara Cellular Systems, Ltd. Communications, Inc. (collectively, AT&T Mobility). Resolution T-17704 finds that AT&T Mobility owes the Commission \$326,732.95 in late fees for its failure to report and correctly remit the amounts due to the California Advanced Services Fund program for November and December 2011, among other things.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Applications for Rehearing (continued)

29

Conference with Legal Counsel - Application for Rehearing

[19955]

A.20-05-007, A.20-05-008 (Resolution M-4842) - Related matters.

Disposition of Applications for Rehearing of Resolution M-4842 by (1) AT&T California and AT&T Corp. (AT&T) and (2) CTIA and AT&T Mobility (collectively CTIA). Resolution M-4842, issued April 17, 2020 in response to the COVID-19 pandemic, ordered utilities to extend the emergency customer protections from Decision (D.) 19-07-015, Decision Adopting an Emergency Disaster Relief Program for Electric, Natural Gas, Water and Sewer Utility Customers, and D.19-08-025, Decision Adopting an Emergency Disaster Relief Program for Communications Service Provider Customers, to its residential and small business customers until April 17, 2021 (with an option to extend the period further).

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Appeals from Presiding Officer's Decisions

Discussion of Appeals of Presiding Officer's Decision.

Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session

30 **Presiding Officer's Decision Imposing Penalties Against Uber Technologies, Inc. for Violating The Assigned Administrative Law Judge's December 19, 2019 and January 27, 2020 Rulings Requiring Information Regarding Sexual Assault and Sexual Harassment Claims**

[19938]

R.12-12-011

Order Instituting Rulemaking on Regulations Relating to Passenger Carriers, Ridesharing, and New Online-Enabled Transportation Services.

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session once appealed.

Pub. Util. Code §1701.1 -- This portion of the proceeding is categorized as Adjudicatory.

Closed Session - Appeals from Presiding Officer's Decisions (continued)

Discussion of Appeals of Presiding Officer's Decision.

Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session

31 **Modified Presiding Officer's Decision Regarding Monterey Peninsula Water Management District's Complaint Against California American Water Company, Alleging Failure to Ensure Adequate Water Supply to Customers on the Monterey Peninsula**

[19902]

C.21-05-005

Monterey Peninsula Water Management District vs. California American Water Company.

Resolves Monterey Peninsula Water Management District's appeal of the Presiding Officer's Decision.

Pub. Util. Code § 1701.2(h), allows this modified Presiding Officer's Decision to be considered in Closed Session.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.

Agenda 3494, Item 35 10/7/2021

Closed Session - Existing Litigation - Non-Federal

32 **Conference with Legal Counsel - Existing Litigation**

[19939]

Case No. A161002

Alice Stebbins vs. California Public Utilities Commission, Court of Appeal of the State of California First Appellate District, Case No. A161002.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Non-Federal (continued)

33 **Conference with Legal Counsel - Existing Litigation**

[19940]

Case No: CGC-20-588148

Alice Stebbins vs. California Public Utilities Commission, et al., Superior Court of California of the City and County of San Francisco, Case No: CGC-20-588148.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Non-Federal (continued)

34 **Conference with Legal Counsel - Existing Litigation**
[19941]
Case No. B310811

Southern California Gas Company v. California Public Utilities Commission, Petition for Writ of Review, Second District Court of Appeals, Case No. B310811.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Non-Federal (continued)

35 **Conference with Legal Counsel - Existing Litigation**
[19942]
Case No.21-0377

Lucian Filler vs. California Public Utilities Commission, California State Personnel Board,
Appeals Division, Case No.21-0377.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Non-Federal (continued)

36 **Conference with Legal Counsel - Existing Litigation**

[19943]

Case Nos. 20-1228 EK, Case Nos. 21-0066 WEK - Related matters.

Bernard Azevedo vs. California Public Utilities Commission, California State Personnel Board, Appeals Division, Case Nos. 20-1228 EK and 21-0066 WEK.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Non-Federal (continued)

37 **Conference with Legal Counsel - Existing Litigation**
[19944]
Case No: S270145

Brandon Rittiman and Tegna Inc. vs. California Public Utilities Commission, Supreme Court of the State of California, Case No: S270145.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - FERC Docket No. EL00-95-000, et al.

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

38

[19945]

FERC Docket No. EL00-95-000, et al

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Non-Federal

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

39

[19949]

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Non-Federal (continued)

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

40

Conference with Legal Counsel - Initiation of Litigation

[19959]

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal

Existing Litigation - Federal

41 **Conference with Legal Counsel - Existing Litigation**

[19946]

Case No. 19-30088

PG&E Corporation Case, debtor. Case No. 19-30088; In re: Pacific Gas and Electric Company, Debtor. Case No 19-30089; United States Bankruptcy Court Northern District of California San Francisco Division.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

42 **Conference with Legal Counsel - Existing Litigation**

[19947]

District Court Case No. 14-cr-00175-WHA

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

43 **Conference with Legal Counsel - Existing Litigation**

[19948]

Case No. 6:21-bk-12821-SY

Western Community Energy, Debtor. Case No. 6:21-bk-12821-SY; United States Bankruptcy Court, Central District of California, Riverside Division.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

44 **Conference with Legal Counsel - Existing Litigation**
[19957]
FERC Docket No. AC21-153

Pacific Gas and Electric Company, FERC Docket No. AC21-153

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

45 **Pacific Gas and Electric Company, FERC Docket No. ER21-2882**
[19958]
FERC Docket No. ER21-2882

Pacific Gas and Electric Company, FERC Docket No. ER21-2882

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Initiation of Litigation - Federal

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Federal

Closed Session - Administrative Matters

Consideration and discussion of administrative matters.

Public Utilities Code section 1701.1(f) allows this item to be considered in Closed Session.

Closed Session - Personnel Matters

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

Gov. Code § 11126(a), allows this item to be considered in Closed Session